

**SUMMARY REPORT DIGEST-  
COMPLAINT REGISTER INVESTIGATION NO.:  
CHICAGO POLICE DEPARTMENT**

CL #1003957

DATE OF REPORT (DAY-MO.-YEAR)

27 March 2007

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.  
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS  
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.		
PARTYKA, Tyler		SGT	2638	---	[REDACTED]	121-S		
ADDRESS OF INCIDENT			DATE OF INCIDENT -TIME		BEAT OF INCIDENT	LOCATION CODE*		
56 [REDACTED] S. Sangamon			8/9 MAR 07- 2100-0500		712	19		
NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.		
1. SCHMITZ, Leo P.		LT	605	---	[REDACTED]	012		
2. MARKHAM, Donald R.		SGT	1100	---	[REDACTED]	018		
ACCUSED	SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)			
	1. M/2	[REDACTED] 59	11 AUG 86		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY			
					<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN			
					PHYS. COND. CODE† 01			
2. M/2		[REDACTED] 64	2 MAY 94		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY			
					<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN			
					PHYS. COND. CODE† 01			
IF APPLICABLE - DATE ARRESTED/INDICTED			CHARGES		COURT BRANCH	DISPOSITION & DATE		
1.								
2.								
COMPLAINANTS	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
	[REDACTED]	[REDACTED]		[REDACTED]	[REDACTED]	M/1	[REDACTED] 71/35	01
VICTIMS	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
WITNESSES	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**ALLEGATIONS**

Allegation #1: It is alleged that on 8/9 March 2007 between 2100-0500 the accused members destroyed furniture, clothing and dishes during the execution of a search warrant.

Allegation #2: It is alleged that on 8/9 March 2007 between 2100-0500 the accused members were rude and unprofessional and threatened the complainant by stating they would "...would kick his fucking teeth in..." when he asked them for their star numbers.

Allegation #3: It is alleged that \$800.00 was missing from the complainant after the warrant was served and no money was inventoried.

**I.A.D. LOCATION CODES\***

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

**I.A.D. PHYSICAL CONDITION CODES†**

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

\* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

SUMMARY

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).  
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SEE ATTACHED

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	0	2, 3, 4, 5, 6	0	6

FINDINGS--RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for ..... days (not to exceed 5 days).

SEE ATTACHED

REVIEWED BY  
[REDACTED]  
MAY 09 2007

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	12 MAR 07	DATE COMPLETED (DATE OF THIS REPORT)	26 MAR 07	ELAPSED TIME (TOTAL TIME EXPRESSED IN DAYS)	14 Days
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.		INV	[REDACTED]		

IF NECESSARY, USE AN 8½ x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

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### ADDITIONAL ACCUSED:

LUCID, John P., Sergeant, #2361, Employee# [REDACTED] Unit 010, M/2, DOB: [REDACTED] 65, DOA: 2 JAN 92, On-Duty, Sworn, Phys. Cond. 01.

MARKOVICH, Nenad N., Police Officer, #19638, Employee# [REDACTED] Unit 023, M/2, DOB: [REDACTED] 63, DOA: 4 NOV 96, On-Duty, Sworn, Phys. Cond. 01.

JAYCOX, Patrick W., Police Officer, #12128, Employee# [REDACTED], Unit 012, M/2, DOB: [REDACTED] 71, DOA: 14 DEC 98, On-Duty, Sworn, Phys. Cond. 01.

DENTON, Derrick, Police Officer, #19152, Employee# [REDACTED], Unit 017, M/1, DOB: [REDACTED] 66, DOA: 2 DEC 96, On-Duty, Sworn, Phys. Cond. 01.

ZARAGOZA, Jr., Raymundo., Police Officer, #11637, Employee# [REDACTED] Unit 018, M/4, DOB: [REDACTED] 71, DOA: 27 SEP 04, On-Duty, Sworn, Phys. Cond. 01.

BAUMAN, Chad C., Police Officer, #15110, Employee# [REDACTED], Unit 015, M/2, DOB: [REDACTED] 71, DOA: 27308, On-Duty, Sworn, Phys. Cond. 01.

GREENWOOD, David P., Police Officer, #15128, Employee# [REDACTED], Unit 015, M/2, DOB: [REDACTED] 74, DOA: 13 SEP 99, On-Duty, Sworn, Phys. Cond. 01.

LINNANE, Daniel C., Police Officer, #15292, Employee# [REDACTED] Unit 018, M/2, DOB: [REDACTED] 79, DOA: 27 SEP 04, On-Duty, Sworn, Phys. Cond. 01.

CUNNIGHAM, Aaron B., Police Officer, #15522, Employee# [REDACTED], Unit 013, M/2, DOB: [REDACTED] 67, DOA: 29 JUN 98, On-Duty, Sworn, Phys. Cond. 01.

KINSELLA, Timothy P., Police Officer, #17145, Employee# [REDACTED] Unit 011, M/2, DOB: [REDACTED] AUG 78, DOA: 27 JAN 03, On-Duty, Sworn, Phys. Cond. 01.

EDWARDS, Darryl, Police Officer, #19970, Employee# [REDACTED] Unit 011, M/1, DOB: [REDACTED] 66, DOA: 29 JUL 82, On-Duty, Sworn, Phys. Cond. 01.

HICKS, Anthony L., Police Officer, #4747, Employee# [REDACTED] Unit 011, M/1, DOB: [REDACTED] 69, DOA: 24 JAN 00, On-Duty, Sworn, Phys. Cond. 01.

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### ADDITIONAL ACCUSED:

PURKISS, Joshua L., Police Officer, #4801, Employee# [REDACTED], Unit 015, M/1, DOB: [REDACTED] 77, DOA: 27 JAN 03, On-Duty, Sworn, Phys. Cond. 01.

ALVAREZ, Richard D., Police Officer, #6265, Employee# [REDACTED], Unit 012, M/4, DOB: [REDACTED] 66, DOA: 27 MAR 91, On-Duty, Sworn, Phys. Cond. 01.

### INVESTIGATION:

The Reporting Sergeant received this Complaint Against Department Member on 12 March 2007. It is alleged by the complainant, [REDACTED] that 9 to 12 unknown male officers, three black and the rest white, executed a search warrant at his address for someone that does not live there, entered with their weapons drawn and damaged his furniture, clothing and dishes. The complainant also alleged that the officers were rude and unprofessional by joking about an ill uncle by stating "look at the grown man in shitty diapers," and threatening the complainant after he asked for their star numbers to "shut up or we'll kick your fucking teeth in." The complainant further alleges that he discovered eight hundred dollars missing and when he called for a supervisor, no one responded. (Attachment #1)

On 12 March 2007, the Reporting Sergeant called [REDACTED] at the telephone number provided on the Face Sheet. The Reporting Sergeant left a voicemail message with [REDACTED] to contact the Reporting Sergeant. Also, a certified letter was mailed on 12 March 2007 to remind [REDACTED] to contact the Reporting Sergeant. (Attachments #3, 4) [REDACTED] received notice of this letter on 15 March 2007 according to United States Postal records. (Attachment #4)

The Reporting Sergeant reviewed the warrant and observed 16 names on the warrant including two Supervisors and Lieutenant. (Attachment #2) A handgun, ammunition and paperwork identifying the subject of the warrant was recovered and inventoried. The Reporting Sergeant cannot verify [REDACTED] complaint without interviewing him nor can any witnesses to these allegations be identified. Without speaking to the complainant the Reporting Sergeant cannot properly identify the officers involved in the complaint. As of 26 March 2007 the Reporting Sergeant has not heard from the complainant. The Reporting Sergeant is unable to

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properly verify the complaint because of the lack of cooperation of the complainant [REDACTED]. Furthermore, because of this lack of cooperation, the Reporting Sergeant was also unable to obtain a Sworn Affidavit for Complaint Register. (Attachment #5) Based upon these facts and the evidence developed through this investigation, the Reporting Sergeant recommends that this Complaint Log Investigation not be converted to a Complaint Register.

### FINDINGS:

Accused #1:	Lieutenant Leo P. SCHMITZ #605
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED
Accused #2:	Sergeant Donald R. MARKHAM #1100
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED
Accused #3:	Sergeant John P. LUCID #2361
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED
Accused #4:	Police Officer Nenad N. MARKOVICH #19638
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED
Accused #5:	Police Officer Patrick W. JAYCOX #12128
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED
Accused #6:	Police Officer Derrick DENTON #19152
Allegation #1:	UNFOUNDED
#2:	UNFOUNDED
#3:	UNFOUNDED

FINDINGS CONTINUED:

Accused #7: Police Officer Raymundo ZARAGOZA Jr. #11637  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #8: Police Officer Chad C. BAUMAN #15110  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #9: Police Officer David P. GREENWOOD #15128  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #10: Police Officer Daniel C. LINNANE #15292  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #11: Police Officer Aaron B. CUNNINGHAM #15522  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #12: Police Officer Timothy P. KINSELLA #17145  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #13: Police Officer Darryl EDWARDS #19970  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

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### FINDINGS CONTINUED:

Accused #14: Police Officer Anthony L. HICKS #4747  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #15: Police Officer Joshua L. PURKISS #4801  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

Accused #16: Police Officer Richard D. ALVAREZ #6265  
Allegation #1: UNFOUNDED  
#2: UNFOUNDED  
#3: UNFOUNDED

### RECOMMENDATION:

Case to be filed.

## **LIST OF ATTACHMENTS**

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1. Face Sheet
- 1A. Complaint Register Investigation Conflict Certification
2. Search Warrant [REDACTED]
3. Report of Sergeant Tyler PARTYKA #2638, RE: Complainant Contact
4. USPS Tracking Report
5. Non-Signed Sworn Affidavit for Complaint Register